

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Reco Miller, #310609,)	C/A No. 4:19-1552-BHH-TER
a/k/a Reco Lamont Miller, #310609,)	
Plaintiff,)	
vs.)	
)	
Nyeemo Moore,)	<u>ORDER</u>
Mitchell Robinson,)	
Defendants.)	
_____)	

This is a civil action filed by a state prisoner. This case is before the Court due to Plaintiff's failure to comply with prior orders of the Court dated May 30, 2019, and June 25, 2019. (ECF Nos. 7 and 16). Plaintiff has filed four different unsigned, and at times, disjointed, incomplete, and illegible complaints in this action. (ECF Nos. 1, 13, 20, and 21). The Court has ordered Plaintiff to follow all instructions on the complaint form and answer all questions in their entirety on the complaint form. The Court also has ordered Plaintiff to "**briefly state the facts of claim against the parties you intend to name as defendants and state what relief you request.**" (ECF No. 16 at 2 (emphasis in original).) Despite these warnings, Plaintiff has failed to comply with the Court's orders.¹

After review, the Court finds that Plaintiff's lack of appropriate responses to the Court's orders indicates an intent to not prosecute this case and subjects this case to dismissal. *See* Fed. R. Civ. P. 41(b) (providing that district courts may dismiss an action if a Plaintiff fails to comply with an order of the court); *see also Ballard v. Carlson*, 882 F.2d 93, 95 (4th Cir. 1989) (finding dismissal

¹ Plaintiff has a history with this Court of noncompliance. *See* Civil Action Nos. 4:15-21-BHH, No. 4:16-2899-BHH; 4:18-2135-BHH; 4:18-cv-00205-BHH; and 4:18-cv-0862-BHH. Plaintiff also has filed numerous documents and cases with state courts, and the Court of Common Pleas of the Sixth Judicial Circuit has restricted Plaintiff from future filings due to the repetitive and frivolous nature of his filings. *Miller v. South Carolina*, 2013-CP-29-1253 (Feb. 22, 2016).

with prejudice appropriate where warning given); *Chandler Leasing Corp. v. Lopez*, 669 F.2d 919, 920 (4th Cir. 1982) (noting that the court may dismiss *sua sponte*).

Accordingly, the Court hereby dismisses this case without prejudice, and the Clerk of Court shall close the file.

IT IS SO ORDERED.

Charleston, South Carolina
July 2, 2019

/s/Bruce H. Hendricks
The Honorable Bruce H. Hendricks
United States District Judge

NOTICE OF RIGHT TO APPEAL

The parties are hereby notified of the right to appeal this order pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure.